



PATENT
2001-1313

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Nicolaas Martin PRAKKEN

Conf. 2560

Application No. 10/751,435

Group 3721

Filed January 6, 2004

Examiner John R Paradiso

METHOD AND ASSEMBLY FOR
FILLING A BOX

INFORMATION DISCLOSURE STATEMENT

MS ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with Rules 1.97 and 1.98, and in fulfillment of the duty of disclosure under Rule 1.56, the cited documents are made of record on the enclosed PTO Form-1449.

As the USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and patent publication for applications filed after June 30, 2003, copies of the cited U.S. references are not enclosed, as the present application is filed after June 30, 2003.

A concise explanation of the relevance of these items is that these references were cited by the European Patent Office in the corresponding European Application Serial No. 05075015.7-2308. A copy of the European search report in which they were cited is attached hereto.

From the report it is clear that U.S. 3,370,549 (hereinafter '549) is deemed to be the most relevant document.

08/04/2005 SZEWDIE1 00000162 250120 10751435

01 FC:1806

180.00 DA

However, '549 is in fact not pertinent.

In '549, a combination of two bags is entered on supports 31. The bags are separated at 20 and stacked upon each other at 14 in buckets 21. Subsequently the buckets are displaced to the right (Fig. 2) and a group of bags in a bucket is transferred into a box 17.

Comparing this method of packaging to the method according to the subject application and more particularly to claim 1, a number of differences are clear.

First of all, after cutting at 20 two separated bags are engaged and positioned in buckets 21. However, in contrast to the subject application there is not a single cassette in which a group is placed, but there are two cassettes in which each item of the group (of two bags) is placed.

Present claim 1 requires that subsequently a second linear group is placed into the cassette "horizontally adjacent to said first group". This feature cannot be found in '549 because a second group is always positioned on top of the first group.



Docket No. 2001-1313
Appln. No. 10/751,435

Charge the petition fee of \$180 to deposit account
No. 25-0120.

Respectfully submitted,

YOUNG & THOMPSON

Robert J. Patch, Reg. No. 17,355
745 South 23rd Street
Arlington, VA 22202
Telephone (703) 521-2297
Telefax (703) 685-0573
(703) 979-4709

RJP/fb

August 3, 2005

EXAMINER:

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

* Abstract provided for the Examiner's convenience